

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

THIS DOCUMENT RELATES TO
01-CV-12257-PBS AND 01-CV-339

)
) MDL No. 1456
)

) CIVIL ACTION: 01-CV-12257-PBS
)

) Judge Patti B. Saris
)

) Chief Magistrate Judge Marianne B. Bowler
)

**[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO COMPEL
BMS TO ANSWER INTERROGATORIES**

Having considered each of the parties' submissions with respect to Plaintiffs' Motion to Compel BMS to Answer Interrogatories ("the motion), the Court hereby GRANTS the Motion.

It is hereby ORDERED:

Defendant, the BMS Group, are to provide proper answers to plaintiffs' interrogatories within (10) days of this Order.

DATED: July __, 2004.

Hon. Patti B. Saris
United States District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman, an attorney, caused a true and correct copy of the foregoing **[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO COMPEL BMS TO ANSWER INTERROGATORIES** to be delivered to all counsel of record by electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by sending on July 15, 2004, a copy to Verilaw Technologies for Posting and notification to all parties

By /s/ Steve W. Berman
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